

REMARKS/ARGUMENTS

The Office dated October 30, 2003 has been received and its contents carefully considered. Claims 1-19 are pending. Claims 1-19 have been rejected. Claims 1, 8 and 15 have been amended.

Reconsideration and withdrawal of the outstanding rejections are respectfully requested in view of the following remarks.

CLAIM REJECTIONS – 35 U.S.C. § 102(b)

Claims 1-6, 8-13, and 15-19 have been rejected under 35 U.S.C. §102(b) as being anticipated by *Frankovitch, Jr., et al.* Without conceding the propriety of the rejection, independent claims 1, 8 and 15 have been amended. It is respectfully submitted that *Frankovitch, Jr., et al.* does not teach, *inter alia*, an oscilloscope adapter for portable stand alone electronic device comprising a “removable module adapted to interface with a hardware interface port of the portable stand alone electronic device wherein the removable module is mated to the stand alone electronic device to form a unitary device” as recited in claim 1 and similarly in claims 8 and 15.

Frankovitch, Jr., et al. discloses a measuring device for displaying waveforms representative of electrical signals including a selector at least one input terminal in a graphical display. In the final Office Action, the Examiner regarded the measuring device of *Frankovitch, Jr., et al.* as being removable module of the present invention. Furthermore, the Examiner regarded the personal computer of *Frankovitch, Jr., et al.* as a portable stand alone electronic device of the present invention. However, *Frankovitch, Jr., et al.* does not teach a removable module mated to the stand alone device to form a unitary device as presently claimed. An advantage of the present invention over the cited prior art includes, *inter alia*, the portability of

the oscilloscope adapter for the portable stand alone electronic device as opposed to limitations of stationary setups that an operator would otherwise be limited to as taught, for instance, by *Frankovitch, Jr., et al.*

For anticipation under 35 U.S.C. §102 the reference must teach every aspect of the claimed invention either explicitly or impliedly. Any feature not directly taught must be inherently present (M.P.E.P. 706.02). Since each and every element, as set forth in the claim, is not found either expressly or inherently described as required by the M.P.E.P., *Frankovitch, Jr., et al.* cannot be said to anticipate the invention as claimed.

Claims 2-6 ultimately depend from independent claim 1 and are patentable over the cited prior art for at least the same reasons as is claim 1.

Claims 9-13 ultimately depend from independent claim 8 and are patentable over the cited prior art for at least the same reasons as is claim 8.

Claims 16-19 ultimately depend from independent claim 15 and are patentable over the cited prior art for at least the same reasons as is claim 15.

CLAIM REJECTIONS – 35 U.S.C. § 103(a)

Claims 7 and 14 are rejected under 35 U.S.C. §103(a) as being unpatentable over the *Frankovitch, Jr., et al.* in view of *Alexander, et al.* Claim 7 depends from independent claim 1, and claim 14 depends independent claim 8. Without conceding the propriety of the rejection, independent claims 1 and 8 have amended. It is respectfully submitted that *Frankovitch, Jr., et al.* does not teach, *inter alia*, an oscilloscope adapter for a portable stand alone electronic device

comprising a “removable module adapted to interface with a hardware interface port of the portable stand alone electronic device wherein the removable module is mated to the stand alone electronic device to form to form a unitary device” as recited in claim 1 and similarly in claim 8.

Alexander, et al. does not cure the deficiencies of *Frankovitch, Jr., et al.* because, it, too, does not teach the aforementioned features of the present invention.

In accordance with the M.P.E.P. §2143.03, to establish a *prima facie* case of obviousness of a claimed invention, all the claim limitations must be taught or suggested by the prior art. *In re: Royka*, 490 F.2d 981, 180 USPQ 580 (CCPA 1974). “All words in a claim must be considered in judging the patentability of that claim against the prior art.” *In re: Wilson*, 424 f.2d 1382, 1385, 165 USPQ 494 196 (CCPA 1970). Since the prior art does not teach or suggest all the claims featured, *Frankovitch, Jr., et al.*, alone or in combination with *Alexander, et al.*, cannot be said to teach the present invention as claimed. Hence, withdrawal of the rejection is respectfully requested.

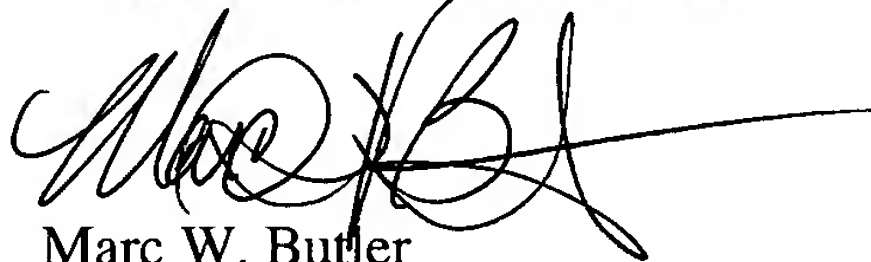
CONCLUSION

In view of the foregoing, it is respectfully submitted that the application is in condition for allowance. If it is believed that the application is not in condition for allowance the Examiner is requested to contact the undersigned attorney if it is believed that such contact will expedite the prosecution of the application.

In the event this paper is not timely filed, Applicants petition for an appropriate extension of time. Please charge any fee deficiencies or credit any overpayments to Deposit Account No. 50-2036.

Respectfully submitted,

BAKER & HOSTETLER LLP



Marc W. Butler
Reg. No. 50,219

Date: March 30, 2004
Washington Square, Suite 1100
1050 Connecticut Avenue, N.W.
Washington, D.C. 20036-5304
Telephone: 202-861-1500
Facsimile: 202-861-1783